

July 11, 2005
Seven o'clock P.M.
North Little Rock School District Board Room
2700 Poplar
North Little Rock, Arkansas

The regular meeting of the North Little Rock City Council scheduled for Monday, July 11, 2005, was called to order at 7:00 p.m. by the honorable acting Mayor GARY BERRY. The roll having been called, and the following Aldermen answered to their names: MARTIN GIPSON, NEIL BRYANT, LINDA ROBINSON, GARY BERRY, CHARLIE HIGHT and MURRY WITCHER, a quorum was declared (6/0). Aldermen OLEN THOMAS and JOHN PARKER were absent. City Clerk Diane Whitbey and City Attorney Paul Suskie were also present.

The invocation was given by Alderman Hight, followed by the pledge of allegiance to the flag which was led by Alderman Witcher.

On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the minutes from a regular council meeting held on Monday, June 27, 2005, and a Special Call meeting held on Tuesday, June 28, 2005, were accepted and filed as prepared by the City Clerk (6/0).

On the motion of Alderman Witcher and seconded by Alderwoman Robinson, and by consent of all members present, communications #1, 2, 3, 4, and 5 were not read but accepted and filed (6/0).

1. Becky Taylor, Mayor's Office email communication from Bill Chamberlin re: Bike Trails in Little Rock and North Little Rock.
2. Charlotte Thomas, Mayor's Office, Speed Hump Report dated May 18, 2005, Traffic Services recommendations for Wards 1, 2, 3, and 4.
3. Sharon Tedford, Mayor's Office memorandum re: new restaurant mixed drink permit for Howard Johnson Motel, 111 W. Pershing Boulevard by Robert L. Tollett.
4. Sharon Tedford, Mayor's Office memorandum re: application for Sunday Alcoholic Beverage Sales at Bogie's Nightclub at the Holiday Inn North, 120 W. Pershing Boulevard by Samir V. Pothi.
5. Sharon Tedford, Mayor's Office memorandum re: replacement restaurant wine and beer permit for Royal Buffett, 109 E. Pershing Boulevard by Quao Yun Wu.

On the motion of Alderman Gipson and seconded by Alderman Berry, and by consent of all members present, communication #6 was read in its entirety, accepted and filed (6/0).

6. Mayor Hays letter to Ms. Diane Whitbey, City Clerk and City Council members re: out of town Monday July 11, 2005, on vacation. Alderman Gary Berry to preside over council meeting.

Acting Mayor Berry convened a public hearing scheduled for 7:05 p.m. this date regarding the Community Development Agency's proposed Financial Management Plan (see R-05-90) and asked Ms. Mary Beth Bowman, Director to come forward. Ms. Bowman distributed revised financial statements and advised the item on Sycamore Street had been revised and requested budgeting \$30,000.00 for 49th and Willow Street Drainage and Street Improvements. These funds are leftover from various projects and requested \$33,980.00 return to Housing Rehabilitation, \$8,496.00 to Program Administration and the remaining \$8,129.00 go to Ward 1, 35th Street Project (final phase). There being no one else wishing to be heard, the public hearing was adjourned.

UNFINISHED BUSINESS

O-05-41

AN ORDINANCE PROVIDING FOR THE LEVY OF A ONE PERCENT (1%) SALES AND USE TAX FOR TWENTY-FOUR (24) MONTHS WITHIN THE CITY OF NORTH LITTLE ROCK, ARKANSAS TO CONSTRUCT A BASEBALL STADIUM AND TO EXPAND AND IMPROVE THE PATRICK H. HAYS SENIOR CITIZEN CENTER AND NEARBY PARKING FACILITIES; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO, was read two times on June 27, 2005, a Special Call meeting was held on June 28, 2005. The legislation was withdrawn by acting Mayor Berry for the sponsor, Mayor Hays due to its passage on June 28, 2005.

O-05-42

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, ON THE QUESTION OF LEVYING A ONE PERCENT (1%) SALES AND USE TAX FOR TWENTY-FOUR (24) MONTHS WITHIN THE CITY OF NORTH LITTLE ROCK, ARKANSAS TO CONSTRUCT A BASEBALL STADIUM AND TO EXPAND AND IMPROVE THE PATRICK H. HAYS SENIOR CITIZEN CENTER AND NEARBY PARKING FACILITIES; DEFINING THE TERM 'SINGLE TRANSACTION;' PRESCRIBING OTHER MATTERS PERTAINING THERETO; AND DECLARING AN EMERGENCY, was read two times on June 27, 2005, a Special Call meeting was held on June 28, 2005. The legislation was withdrawn by acting Mayor Berry for Mayor Hays due to its passage on June 28, 2005.

NEW BUSINESS

R-05-88 (RESOLUTION NO. 6789 - MAYOR HAYS)

A RESOLUTION APPROPRIATING ADDITIONAL FUNDS FOR EXPENSES RELATED TO THE PLUM POINT DEVELOPMENT PROJECT; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gipson and seconded by Alderman Bryant, and by consent of all members present, the resolution was adopted (6/0).

R-05-89 (RESOLUTION NO. 6790 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL ESTATE FROM UNION PACIFIC RAILROAD, APPROPRIATING FUNDS; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Bryant, and by consent of all members present, the resolution was adopted (6/0).

R-05-90 (RESOLUTION NO. 6791 - MAYOR HAYS AND ALDERMAN GIPSON)

A RESOLUTION TRANSFERRING FUNDS AND ADJUSTING BUDGET AMOUNTS IN THE 27TH, 28TH, AND 29TH YEAR CDBG PROGRAMS, APPROVING THE FINANCIAL MANAGEMENT PLAN; AND FOR OTHER PURPOSES, was read. A

motion to adopt was made by Alderman Witcher and seconded by Alderman Gipson. On the motion of Alderman Gipson and seconded by Alderman Hight, and by consent of all members present, the resolution was amended as follows:: to include the *FINANCIAL MANAGEMENT PLAN* provided this date (6/0). On the motion of Alderman Gipson and seconded by Alderman Witcher, and by consent of all members present, the resolution was adopted as amended (6/0).

R-05-91 (RESOLUTION NO. 6792 - MAYOR HAYS)

A RESOLUTION ACCEPTING THE SPRINGHILL PLAZA COURT, AND RIGHT-OF-WAY ASSOCIATED THEREWITH, FOR FUTURE MAINTENANCE BY THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Gipson and seconded by Alderman Bryant. Mr. Robert Voyles, Community Development Director said the area is a new cul-de-sac located off of East McCain at the Fire Mountain Restaurant and was constructed to city standards and inspected. On the motion of Alderman Gipson and seconded by Alderman Bryant, and by consent of all members present, the resolution was adopted (6/0).

O-05-46 (ORDINANCE NO. 7726 - ALDERMAN GIPSON)

AN ORDINANCE TO RECLASSIFY CERTAIN PROPERTY LOCATED AT 2500 McCAIN BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM C-1 TO C-3 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gipson and seconded by Alderman Bryant, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (6/0). Alderman Gipson advised a Walgreen Store will be constructed at this location. Mr. Voyles said Site Plan Review removed a driveway at the Southwest corner and merged with the church parking lot, therefore, no driveways are being added and the entrance will move further South on North Hills Boulevard. Mr. Voyles said the church requested a buffer not go in. On the motion of Alderman Gipson and seconded by Alderwoman Robinson, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (6/0). The roll having been called, and all members present having voted in the affirmative, the ordinance was adopted (6/0). Emergency clause adopted (6/0).

O-05-47 (ORDINANCE NO. 7727 - ALDERMAN GIPSON)

AN ORDINANCE WAIVING SCREENING AND LANDSCAPING REQUIREMENTS FOR CERTAIN PROPERTY LOCATED AT 2500 McCAIN BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Bryant, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (6/0). On the motion of Alderman Gipson and seconded by Alderman Bryant, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (6/0). Alderman Hight asked when demolition would begin. Mr. Thomas Pownall, Thomas Engineering advised demolition will begin as soon as the tenants move out. On the motion of Alderman Gipson and seconded by Alderman Bryant, and the roll having been called, and all members present having voted in the affirmative, the ordinance was adopted (6/0). Emergency clause adopted (6/0).

O-05-48

AN ORDINANCE ALLOWING A SPECIAL USE FOR USED AUTO SALES IN AN I-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 8417 HIGHWAY 70 IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was called and held due to the absence of the sponsor, Alderman Thomas.

PUBLIC COMMENTS-----

Acting Mayor Berry asked for public comments. There were none.

There being no further business to come before the Council, and on the motion of Alderman Witcher and seconded by Alderman Bryant, and no one else wishing to be heard, the meeting adjourned at 7:15 p.m., until the next regular meeting to be held on Monday, July 25, 2005, at seven o'clock p.m. in the North Little Rock School Administration Building Board Room, located at 2700 Poplar, in the Administration Office Board Room, North Little Rock, Arkansas (6/0).

APPROVED:
MAYOR PATRICK HENRY HAYS

ATTEST:
DIANE WHITBEY, CITY CLERK